

CITY OF MILWAUKEE

Form CA-43

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November 18, 2003

Gottlieb Jashinsky
1332B East Randolph Court
Milwaukee, WI 53212

RE: C.I. File No: 03-S-328

Dear Mr. Jashinsky:


This office is in receipt of your claim in the amount of \$1,350.00, relating to damage sustained to your truck on or about August 12, 2003 when you allege it was illegally towed by the City of Milwaukee.

On October 7, 2003 our office tendered defense of this claim to CHI Towing, because it appeared the damage to your vehicle was caused during the towing procedure. Upon further investigation, it was found that your truck had been parked under the Hoan Bridge for over three years at Terminal 3. The truck was moved by a forklift belonging to Federal Marine Terminals, because the space was needed for incoming cargo and for security concerns. The damage to your vehicle appears to have occurred when the truck was moved by the forklift. Your loss was not caused by any negligence of the City of Milwaukee, and as such, it cannot accept liability. Accordingly, we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,


GRANT F. LANGLEY
City Attorney


ROBERT M. OVERHOLT
Investigator Adjuster

RMO:beg
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